

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION**

GLEND A PEREZ,

Plaintiff,

v.

Case No. 8:18-cv-1862-T-60JSS

CIGNA HEALTH AND LIFE
INSURANCE COMPANY,

Defendant.

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ORDER ADOPTING REPORT AND RECOMMENDATION

This matter is before the Court on consideration of the report and recommendation of Julie S. Sneed, United States Magistrate Judge, entered on June 4, 2020. (Doc. 50). Judge Sneed recommends “Petitioner’s Application to Vacate Arbitration Award” (Doc. 1) be denied. Plaintiff filed her objection on June 17, 2020. (Doc. 51). Defendant did not file an objection to the report and recommendation, and the time to object has expired.

After conducting a careful and complete review of the findings and recommendations, a district judge may accept, reject, or modify the magistrate judge’s report and recommendation. 28 U.S.C. § 636(b)(1); *Williams v. Wainwright*, 681 F.2d 732 (11th Cir. 1982). In the absence of specific objections, there is no requirement that a district judge review factual findings *de novo*, *Garvey v. Vaughn*, 993 F.2d 776, 779 n.9 (11th Cir. 1993), and the court may accept, reject, or modify, in whole or in part, the findings and recommendations. 28 U.S.C. § 636(b)(1)(C). The district judge reviews legal conclusions *de novo*, even in the absence of an objection. *See Cooper-*

Houston v. S. Ry. Co., 37 F.3d 603, 604 (11th Cir. 1994); *Castro Bobadilla v. Reno*, 826 F. Supp. 1428, 1431-32 (S.D. Fla. 1993), *aff'd*, 28 F.3d 116 (11th Cir. 1994) (table).

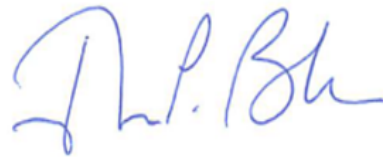
Upon due consideration of the record, including Judge Sneed's report and recommendation, the Court adopts the report and recommendation. The Court agrees with Judge Sneed's detailed and well-reasoned factual findings and legal conclusions, including that the Court has jurisdiction over this matter, and that Plaintiff has failed to establish a basis to vacate the arbitrator's decision in this case. Consequently, "Petitioner's Application to Vacate Arbitration Award" (Doc. 1) is denied.

Accordingly, it is

ORDERED, ADJUDGED, and DECREED:

- (1) Judge Sneed's report and recommendation (Doc. 50) is **AFFIRMED** and **ADOPTED** and **INCORPORATED BY REFERENCE** into this Order for all purposes, including appellate review.
- (2) "Petitioner's Application to Vacate Arbitration Award" (Doc. 1) is hereby **DENIED**.
- (3) The Clerk is directed to terminate any pending motions and deadlines, and thereafter close this case.

DONE and **ORDERED** in Chambers, in Tampa, Florida, this 25th day of June, 2020.



TOM BARBER
UNITED STATES DISTRICT JUDGE